

109TH CONGRESS
2D SESSION

H. R. 5199

To expand the diplomatic infrastructure and economic competitiveness of the United States in the People's Republic of China, and for the other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2006

Mr. KIRK (for himself and Mr. LARSEN of Washington) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committees on Education and the Workforce and Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To expand the diplomatic infrastructure and economic competitiveness of the United States in the People's Republic of China, and for the other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “United States-China Engagement Act of 2006”.

6 (b) TABLE OF CONTENTS.—The table of contents of
7 this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—UNITED STATES PUBLIC DIPLOMACY IN THE PEOPLE’S
REPUBLIC OF CHINA**

Sec. 101. Public diplomacy in the PRC.

**TITLE II—UNITED STATES DIPLOMATIC MISSIONS IN THE
PEOPLE’S REPUBLIC OF CHINA**

Sec. 201. Construction and staffing of one new United States consulate in the PRC.

Sec. 202. Establishment of ten new United States diplomatic posts in the PRC.

**TITLE III—UNITED STATES PARTICIPATION IN ASIA-PACIFIC
ECONOMIC COOPERATION**

Sec. 301. United States participation in Asia-Pacific Economic Cooperation.

**TITLE IV—CHINESE LANGUAGE AND CULTURAL STUDIES
INSTRUCTION IN SCHOOLS**

Sec. 401. Definitions.

Sec. 402. Programs for Chinese language and cultural studies instruction.

Sec. 403. School language technology enhancement.

Sec. 404. Sense of Congress regarding benefit of exposure to chinese language and culture.

**TITLE V—POSTSECONDARY CHINESE BUSINESS EDUCATION AND
EXCHANGE PROGRAMS**

Sec. 501. Chinese business education programs.

Sec. 502. United States-People’s Republic of China International Consortia Exchange Program.

TITLE VI—EXPORT PROMOTION PROGRAMS

Sec. 601. Increase in number of Commercial Service Officers assigned to China.

Sec. 602. Grants to States to establish and operate offices to promote exports to China.

Sec. 603. Trade outreach at Office of International Trade of Small Business Administration.

1 TITLE I—UNITED STATES PUB-
2 LIC DIPLOMACY IN THE PEO-
3 PLE’S REPUBLIC OF CHINA

4 SEC. 101. PUBLIC DIPLOMACY IN THE PRC.

5 There are authorized to be appropriated to the Sec-
6 retary of State \$6,000,000 for fiscal year 2007 for public
7 diplomacy programming, the hiring of additional local

1 public diplomacy personnel, and public diplomacy informa-
2 tion technology infrastructure in the People's Republic of
3 China.

4 **TITLE II—UNITED STATES DIP-**
5 **LOMATIC MISSIONS IN THE**
6 **PEOPLE'S REPUBLIC OF**
7 **CHINA**

8 **SEC. 201. CONSTRUCTION AND STAFFING OF ONE NEW**
9 **UNITED STATES CONSULATE IN THE PRC.**

10 There is authorized to be appropriated to the Sec-
11 retary of State \$150,000,000 for fiscal year 2007 for the
12 construction and staffing of one additional United States
13 consulate in the People's Republic of China (in addition
14 to the number of such consulates in the PRC in existence
15 on the date of the enactment of this Act).

16 **SEC. 202. ESTABLISHMENT OF TEN NEW UNITED STATES**
17 **DIPLOMATIC POSTS IN THE PRC.**

18 There is authorized to be appropriated to the Sec-
19 retary of State \$10,000,000 for fiscal year 2007 for the
20 establishment of ten additional United States diplomatic
21 posts in the People's Republic of China (in addition to
22 the number of such posts in the PRC in existence on the
23 date of the enactment of this Act), including facility rent-
24 al, necessary and appropriate Foreign Service officer post-

ing at such additional posts, the hiring of local personnel
and administrative support.

TITLE III—UNITED STATES PARTICIPATION IN ASIA-PACIFIC ECONOMIC COOPERATION

SEC. 301. UNITED STATES PARTICIPATION IN ASIA-PACIFIC ECONOMIC COOPERATION.

There are authorized to be appropriated to the Secretary of State \$3,000,000 for fiscal year 2007 for a United States financial contribution to Asia-Pacific Economic Cooperation.

TITLE IV—CHINESE LANGUAGE AND CULTURAL STUDIES INSTRUCTION IN SCHOOLS

SEC. 401. DEFINITIONS.

In this title:

(1) ELEMENTARY SCHOOL, LOCAL EDUCATIONAL AGENCY, SECONDARY SCHOOL, STATE EDUCATIONAL AGENCY.—The terms “elementary school”, “local educational agency”, “secondary school”, and “State educational agency” have the meanings given such terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

1 (2) PHYSICAL EXCHANGE.—The term “physical
2 exchange” means an academic, professional, or cul-
3 tural exchange between the United States and the
4 People’s Republic of China that requires inter-
5 national travel by one or more individuals involved
6 in the exchange.

7 (3) SECRETARY.—The term “Secretary” means
8 the Secretary of Education.

9 (4) VIRTUAL EXCHANGE.—The term “virtual
10 exchange” means an academic, professional, or cul-
11 tural exchange between the United States and the
12 People’s Republic of China that does not require
13 international travel by one or more individuals in-
14 volved in the exchange.

15 **SEC. 402. PROGRAMS FOR CHINESE LANGUAGE AND CUL-**
16 **TURAL STUDIES INSTRUCTION.**

17 (a) PROGRAM AUTHORIZED.—

18 (1) IN GENERAL.—From amounts appropriated
19 under subsection (e), the Secretary of Education
20 shall award grants, on a competitive basis, to local
21 educational agencies to carry out innovative model
22 programs providing for the establishment, improve-
23 ment, or expansion of Chinese language and cultural
24 studies instruction for elementary school and sec-

1 ondary school students in the schools served by such
2 local educational agencies.

3 (2) DURATION.—A grant under paragraph (1)
4 shall be for a period of three years.

5 (b) REQUIREMENTS.—In awarding a grant under
6 subsection (a) to a local educational agency, the Secretary
7 shall support programs that—

8 (1) demonstrate approaches that can be dis-
9 seminated and duplicated in other local educational
10 agencies; and

11 (2) may include a professional development
12 component.

13 (c) RESERVATION.—The Secretary may reserve not
14 more than .05 percent of funds appropriated under sub-
15 section (e) to evaluate the effectiveness of the programs
16 funded under this section.

17 (d) APPLICATIONS.—

18 (1) IN GENERAL.—A local educational agency
19 desiring a grant under this section shall submit an
20 application to the Secretary at such time, in such
21 manner, and containing such information as the Sec-
22 retary may require.

23 (2) SPECIAL CONSIDERATION.—In awarding
24 grants under this section, the Secretary shall give

special consideration to applications describing programs that—

(A) include intensive summer Chinese language instruction programs for professional development, with particular regard to such programs that include physical exchanges;

(B) link speakers in the community who are bilingual in English and Chinese with elementary and secondary schools in order to promote two-way language learning;

(C) promote the sequential study of Chinese language for students, beginning in elementary school;

(D) make effective use of technology, such as computer-assisted instruction, language laboratories, or distance learning, to promote Chinese language study;

(E) promote innovative activities, such as Chinese language immersion, partial Chinese language immersion, or content-based instruction; and

(F) promote a comprehensive approach to learning Chinese, which includes programs on the history and culture of China.

(e) AUTHORIZATION OF APPROPRIATIONS.—

1 (1) IN GENERAL.—There are authorized to be
2 appropriated to the Secretary carry out this section
3 \$20,000,000 for fiscal year 2007, \$25,000,000 for
4 each of the fiscal years 2008 through 2011, and
5 such sums as are necessary for each succeeding fis-
6 cal year.

7 (2) AVAILABILITY OF FUNDS.—Amounts appro-
8 priated under this subsection are authorized to re-
9 main available until expended.

10 **SEC. 403. SCHOOL LANGUAGE TECHNOLOGY ENHANCE-**
11 **MENT.**

12 (a) PROGRAM AUTHORIZED.—From amounts appro-
13 priated under subsection (f) for a fiscal year, the Secretary
14 shall award grants to local educational agencies in order
15 for such agencies to acquire communications technologies
16 or equipment to improve Chinese language instruction in
17 elementary schools and secondary schools through com-
18 puter-assisted instruction, distance learning, and virtual
19 exchanges.

20 (b) APPLICATION.—Each local educational agency
21 desiring a grant under this section shall submit an appli-
22 cation to the Secretary at such time, in such manner, and
23 containing such information as the Secretary may require.

24 (c) PRIORITY.—In awarding grants under this sec-
25 tion, the Secretary shall give priority to local educational

1 agencies that commit use the grant funds to acquire com-
2 munications technologies or equipment for the purpose of
3 conducting virtual exchanges involving elementary school
4 students and secondary school students served by the local
5 educational agencies.

6 (d) USE OF FUNDS.—A local educational agency re-
7 ceiving a grant under this section shall use the grant to
8 acquire communications technologies or equipment that—

9 (1) may be used for collaborative ventures
10 with—

11 (A) foreign language and area or inter-
12 national studies centers supported under section
13 602(a) of the Higher Education Act of 1965
14 (20 U.S.C. 1122(a)); or

15 (B) national language resource and train-
16 ing centers supported under section 603 of the
17 Higher Education Act of 1965 (20 U.S.C.
18 1123); and

19 (2) shall be used to conduct virtual exchanges
20 with schools or other educational institutions in the
21 People’s Republic of China.

22 (e) AUTHORIZATION OF APPROPRIATIONS.—

23 (1) IN GENERAL.—There are authorized to be
24 appropriated to the Secretary to carry out this sec-
25 tion \$20,000,000 for each of fiscal years 2007

1 through 2010, \$10,000,000 for fiscal year 2011, and
2 such sums as may be necessary for each succeeding
3 fiscal year.

4 (2) AVAILABILITY OF FUNDS.—Amounts appro-
5 priated under this subsection are authorized to re-
6 main available until expended.

7 **SEC. 404. SENSE OF CONGRESS REGARDING BENEFIT OF**
8 **EXPOSURE TO CHINESE LANGUAGE AND CUL-**
9 **TURE.**

10 It is the sense of Congress that an increase in the
11 number of students who receive substantial exposure to
12 Chinese language and cultural studies before graduating
13 from secondary school will enhance the global economic
14 competitiveness of the United States in the 21st century.

15 **TITLE V—POSTSECONDARY CHI-**
16 **NESE BUSINESS EDUCATION**
17 **AND EXCHANGE PROGRAMS**

18 **SEC. 501. CHINESE BUSINESS EDUCATION PROGRAMS.**

19 Part B of title VI of the Higher Education Act of
20 1965 (20 U.S.C. 1130 et seq.) is amended—

21 (1) by redesignating section 614 as section 615;

22 (2) by inserting after section 613 the following
23 new section:

1 **“SEC. 614. CHINESE BUSINESS EDUCATION PROGRAMS.**

2 “(a) PROGRAM AUTHORIZED.—The Secretary is au-
3 thorized to make grants to institutions of higher edu-
4 cation, or combinations of such institutions, to pay the
5 Federal share of the cost of planning, establishing, and
6 operating Chinese business education programs to—

7 “(1) develop and enhance student skills, aware-
8 ness, and expertise relating to Chinese business; and

9 “(2) prepare students to promote the competi-
10 tiveness of and opportunities for American busi-
11 nesses and firms in the People’s Republic of China.

12 “(b) AUTHORIZED ACTIVITIES.—Each grant made
13 under this section shall be used to plan, establish, and op-
14 erate academic programs of study relating to Chinese
15 business, including undergraduate and graduate level de-
16 grees, courses, or seminars on—

17 “(1) the economy of the People’s Republic of
18 China;

19 “(2) Chinese trade and commerce;

20 “(3) new and expanding export opportunities
21 for American businesses and firms in China; and

22 “(4) the economic, commerce, and trade rela-
23 tions between the United States and China.

24 “(c) APPLICATION.—Each eligible recipient desiring
25 a grant under this section shall submit an application at

1 such time, in such manner, and containing such informa-
2 tion as the Secretary may require.

3 “(d) DURATION OF GRANTS.—Grants under this sec-
4 tion shall be for a period of not more than 2 years. Such
5 grants shall be renewable by the Secretary for additional
6 2-year periods.

7 “(e) FEDERAL SHARE.—

8 “(1) FEDERAL SHARE.—The Federal share of
9 the cost of a Chinese business education program
10 under this section shall be not more than 50 percent
11 of the cost of such program.

12 “(2) NON-FEDERAL SHARE.—The non-Federal
13 share of the cost of a Chinese business education
14 program under this section may be provided either
15 in cash or in kind.”; and

16 (3) at the end of section 615, as redesignated
17 by paragraph (1) of this section, add the following
18 new subsection:

19 “(c) CHINESE BUSINESS EDUCATION PROGRAMS.—
20 There are authorized to be appropriated \$2,000,000 for
21 fiscal year 2007, and \$5,000,000 for each of the 5 suc-
22 ceeding fiscal years, to carry out the provisions of section
23 614. ”.

1 **SEC. 502. UNITED STATES-PEOPLE'S REPUBLIC OF CHINA**
2 **INTERNATIONAL CONSORTIA EXCHANGE**
3 **PROGRAM.**

4 Part B of title VII of the Higher Education Act of
5 1965 (20 U.S.C. 1138 et seq.) is amended—

6 (1) by redesignating section 745 as section 746;

7 (2) by inserting after section 744 the following
8 new section:

9 **“SEC. 745. UNITED STATES-PEOPLE'S REPUBLIC OF CHINA**
10 **INTERNATIONAL CONSORTIA EXCHANGE**
11 **PROGRAM.**

12 “(a) PROGRAM AUTHORIZED.—From amounts ap-
13 propriated under section 746(b) for a fiscal year, the Di-
14 rector shall make grants to institutions of higher edu-
15 cation, or consortia of institutions of higher education, to
16 establish and maintain international consortia exchange
17 programs between postsecondary educational institutions
18 in the People's Republic of China and the United States.

19 “(b) APPLICATION.—Each institution of higher edu-
20 cation or consortium desiring a grant under this section
21 shall submit an application to the Director at such time,
22 in such manner, and accompanied by such additional in-
23 formation as the Director may require.

24 “(c) USE OF FUNDS.—An institution of higher edu-
25 cation or consortium receiving a grant under this section
26 shall use the grant funds to foster exchanges with the Peo-

1 ple’s Republic of China within the context of multilateral
 2 curricular development and training in a wide range of
 3 instructional disciplines.

4 “(d) APPLICABILITY OF REGULATIONS.—An institu-
 5 tion of higher education or consortium receiving a grant
 6 under this section shall be subject to the same require-
 7 ments and regulations that apply to recipients of grants
 8 who carry out student exchange programs under section
 9 744 .

10 “(e) GOAL.—The Director shall administer this sec-
 11 tion with the goal of having as many students enrolled
 12 in the exchange program under this section as the total
 13 number of students in all of the student exchange pro-
 14 grams authorized under section 744.”; and

15 (3) in section 746 (as redesignated by para-
 16 graph (1))—

17 (A) by striking “There are” and inserting
 18 the following:

19 “(a) IN GENERAL.—There are”;

20 (B) by inserting “(other than section
 21 745)” after “this part”; and

22 (C) by adding at the end the following sub-
 23 section:

24 “(b) SECTION 745.—

1 “(1) IN GENERAL.—There are authorized to be
2 appropriated to carry out section 745—

3 “(A) \$6,000,000 for fiscal year 2007;

4 “(B) \$7,000,000 for each of the fiscal
5 years 2008 through 2011; and

6 “(C) such sums as may be necessary for
7 each succeeding fiscal year.

8 “(2) AVAILABILITY OF FUNDS.—Amounts made
9 available pursuant to an authorization of appropria-
10 tion in this subsection are authorized to remain
11 available until expended.”.

12 **TITLE VI—EXPORT PROMOTION** 13 **PROGRAMS**

14 **SEC. 601. INCREASE IN NUMBER OF COMMERCIAL SERVICE** 15 **OFFICERS ASSIGNED TO CHINA.**

16 (a) INCREASE IN NUMBER OF COMMERCIAL SERVICE
17 OFFICERS AND OTHER PERSONNEL.—

18 (1) IN GENERAL.—Notwithstanding any other
19 provision of law, in addition to the total number of
20 full-time employees assigned to the United States
21 and Foreign Commercial Service as of the date of
22 the enactment of this Act at the United States Em-
23 bassy in the People’s Republic of China and each
24 United States consulate in China, the Secretary of
25 Commerce is authorized to hire and assign an addi-

1 tional 17 Commercial Service Officers as the Sec-
2 retary considers necessary and appropriate.

3 (2) ASSIGNMENT.—Each such Commercial
4 Service Officer shall be assigned to the United
5 States Embassy in the People’s Republic of China or
6 a United States consulate in China, including the
7 consular facility established pursuant to section 201
8 of this Act.

9 (b) AUTHORIZATION OF APPROPRIATIONS.—

10 (1) IN GENERAL.—There are authorized to be
11 appropriated to the Secretary of Commerce to carry
12 out this section—

13 (A) \$2,000,000 for fiscal year 2007; and

14 (B) \$4,250,000 for fiscal year 2008 and
15 each subsequent fiscal year.

16 (2) AVAILABILITY.—Amounts appropriated pur-
17 suant to the authorization of appropriations under
18 paragraph (1) are authorized to remain available
19 until expended.

20 **SEC. 602. GRANTS TO STATES TO ESTABLISH AND OPERATE**
21 **OFFICES TO PROMOTE EXPORTS TO CHINA.**

22 (a) GRANTS.—The Secretary of Commerce, acting
23 through the Assistant Secretary of Commerce and Direc-
24 tor General of the United States and Foreign Commercial
25 Service, shall provide grants to States to establish and op-

1 erate State offices to provide assistance to United States
2 exporters for the promotion of exports to the People's Re-
3 public of China.

4 (b) AMOUNT.—The amount of a grant under sub-
5 section (a) shall not exceed 33 percent of the total costs
6 to establish and operate a State office described in such
7 subsection.

8 (c) REGULATIONS.—Not later than 270 days after
9 the date of the enactment of this Act, the Secretary of
10 Commerce shall promulgate such regulations as may be
11 necessary to carry out this section.

12 (d) DEFINITIONS.—In this section:

13 (1) STATE.—The term “State” has the mean-
14 ing given the term in section 2301(j)(5) of the Ex-
15 port Enhancement Act of 1988 (15 U.S.C.
16 4721(j)(5)).

17 (2) UNITED STATES EXPORTER.—The term
18 “United States exporter” has the meaning given the
19 term in section 2301(j)(3) of the Export Enhance-
20 ment Act of 1988 (15 U.S.C. 4721(j)(3)).

21 (e) AUTHORIZATION OF APPROPRIATIONS.—

22 (1) IN GENERAL.—There are authorized to be
23 appropriated to the Secretary of Commerce to carry
24 out this section \$10,000,000 for each of the fiscal
25 years 2007 through 2011.

1 (2) AVAILABILITY.—Amounts appropriated pur-
2 suant to the authorization of appropriations under
3 paragraph (1) are authorized to remain available
4 until expended.

5 **SEC. 603. TRADE OUTREACH AT OFFICE OF INTER-**
6 **NATIONAL TRADE OF SMALL BUSINESS AD-**
7 **MINISTRATION.**

8 Section 22 of the Small Business Act (15 U.S.C. 649)
9 is amended by adding at the end the following new sub-
10 section:

11 “(h) PROMOTION OF EXPORTS TO CHINA.—The Of-
12 fice shall provide strategic guidance to small business con-
13 cerns with respect to exporting services and products to
14 the People’s Republic of China.”.

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